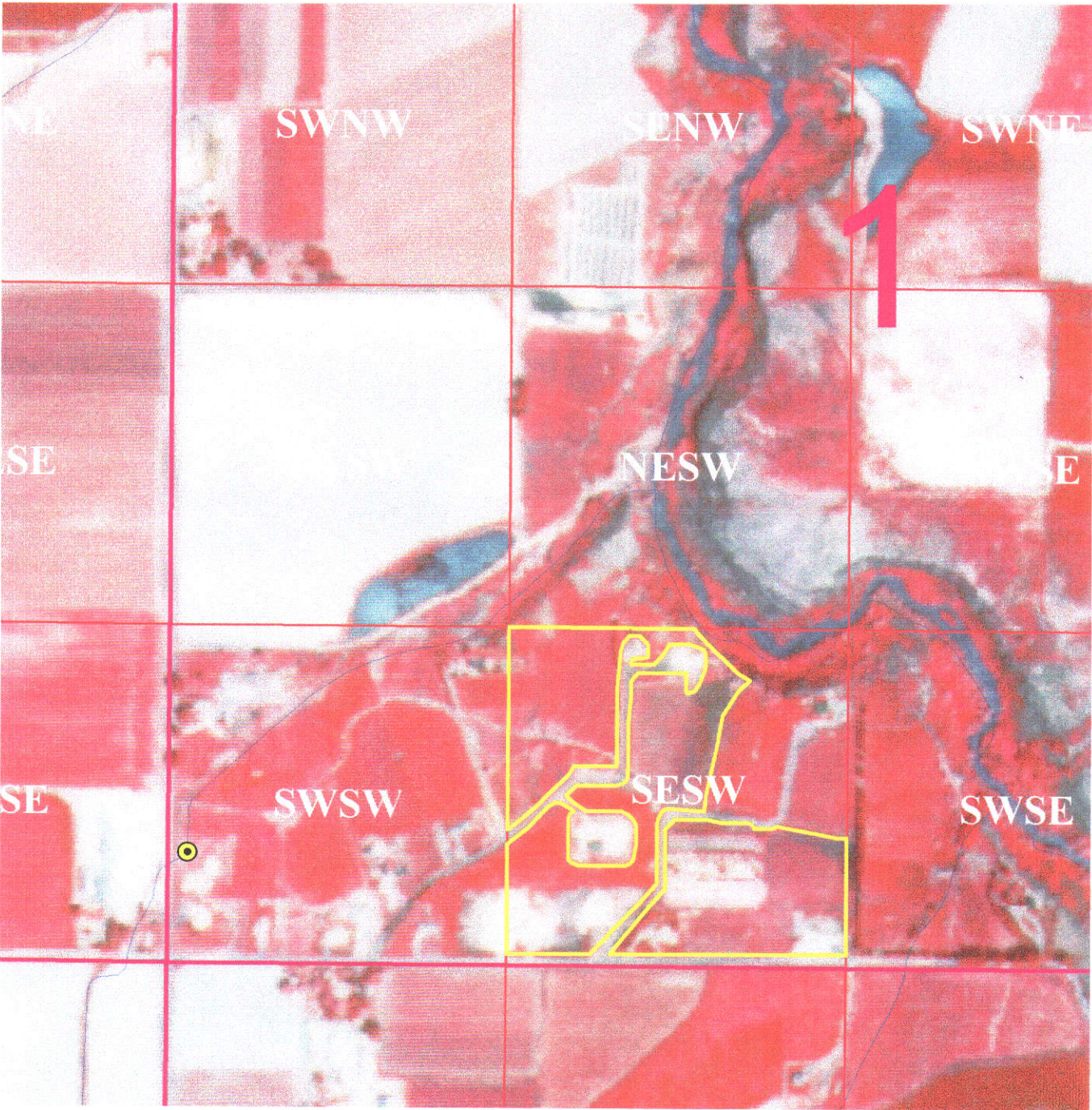




Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

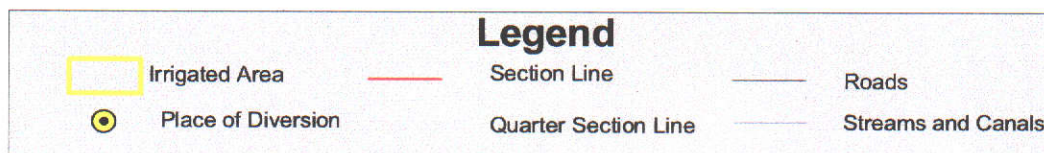
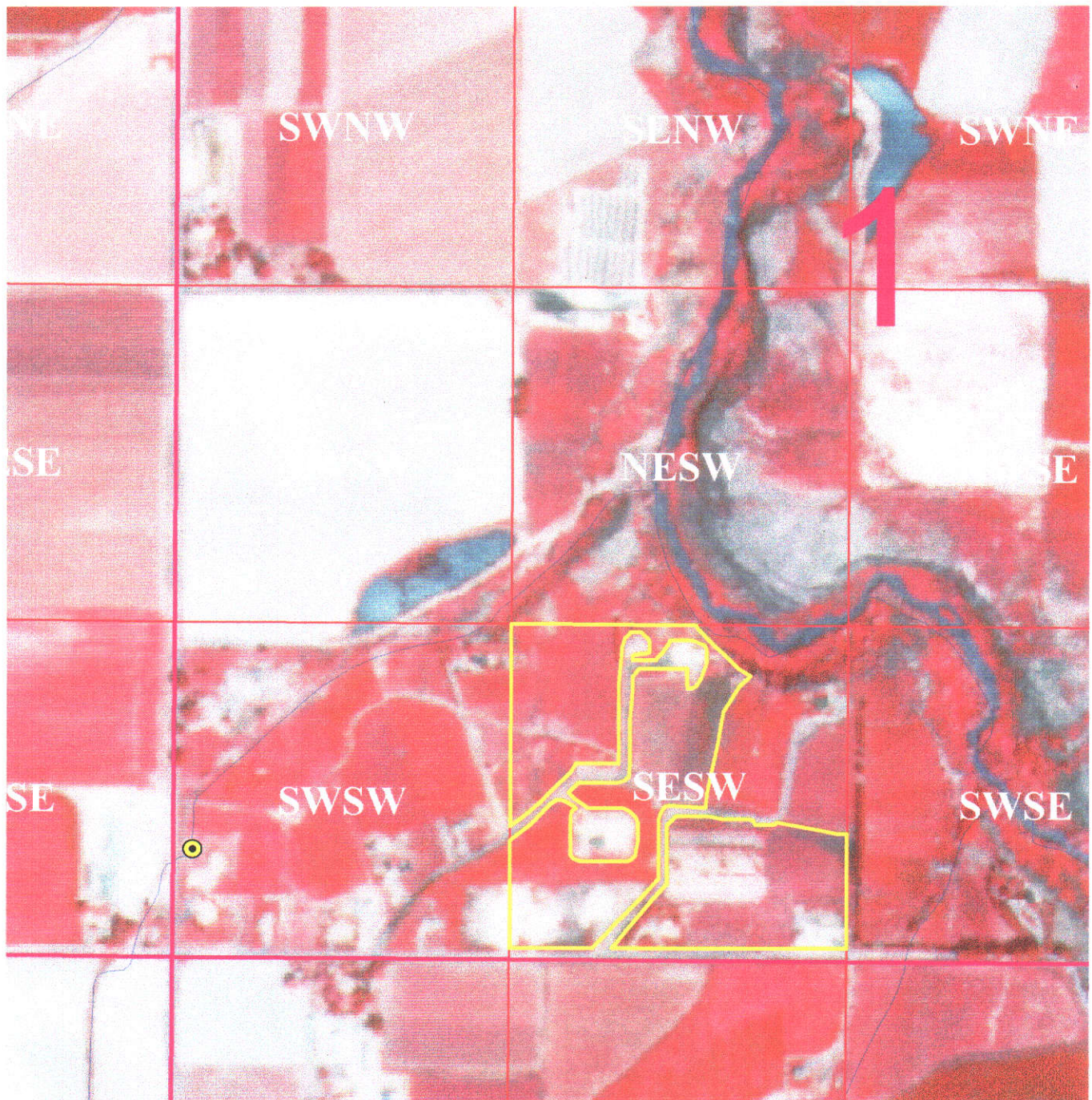
Streams and Canals

N



Water Right Claim Number 47-04394
Township , 10S16E

01/23/2001



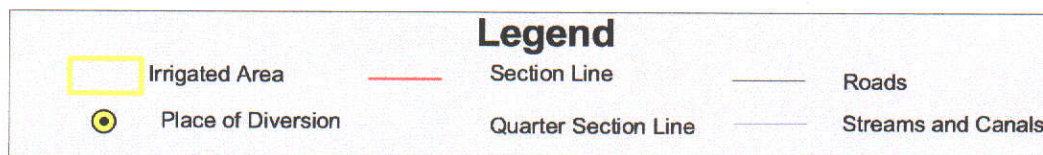
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-04394
Township , 10S16E

01/23/2001



400 0 400 800 Feet



 SPATIAL
DYNAMICS

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-04394
Date Received: 6/13/1989
Receipt No: C006927
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN P. BERTIE 602-996-3400
Address: 9445 NORTH 37TH STREET
PHOENIX, AZ 85028
OR
Name: IRENE BERTIE 602-996-3400
Address: 9445 NORTH 37TH STREET
PHOENIX, AZ 85028
2. Date of Priority: APR 01, 1930
3. Source: UNNAMED STREAM (SEEPAGE) Trib. to: ROCK CREEK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 10S | 16E | 1 | SW | SW | | | TWIN FALLS |
5. Description of diverting works:
CHECK DAM, DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/30 | 1.020 | | |
| STOCKWATER | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
1.060 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/20 RANGE, 4 HORSES

A47-04394

Page 1

Date: 06/13/89

MICROFILMED
MAR 11 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	16E	1	SE SW		IRR	17.0

Section Acres 17.0

Total Acres 17.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
ALSO RECEIPT #'S C006240 AND C005978 FOR PARTIAL PAYMENTS OF ADJUDICATION FEES

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 11, 1989

Mr. and Mrs. John P. Bertie
9445 N. 37th Street
Phoenix, Arizona 85028

RE: Snake River Basin Adjudication
Claim #A47-04394 - Twin Falls County
Blaine County

Dear Mr. & Mrs. Bertie:

We are returning your Notice of Claim to a Water Right filed for your property in Blaine County and Receipts #C006240 in the amount of \$25.00. Also enclosed is Receipt #C005978 in the amount of \$25.00 for Claim #A47-04394. We have noted some problems with your claim in Blaine County which we would like you to correct.

The first page of short form No. 42-1401(2)b was apparently completed and filed twice for the same well. The priority dates on the two submittals are contradictory and require clarification. Furthermore, this claim could not be processed without completion of the second page. Additional short forms are attached should you wish to pursue this claim.

On January 17, 1989, Judge Hurlbutt signed an order allowing the deferral of filing domestic and stockwater claims. We have enclosed an information sheet which explains how this decision affects your water right. If, after reading the enclosed information, you decide to defer filing this domestic and stockwater claim, you need take no further action. Please keep all of these documents in your records. If you do wish to continue with this filing, please submit the entire short form which signatures, notary seal and \$25.00 fee.

MICROFILMED

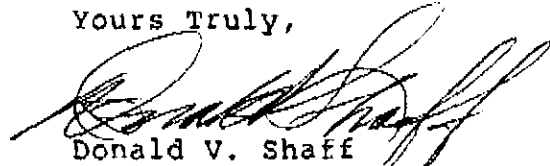
MAR 11 1993

Mr. and Mrs. John P. Bertie
Page 2
April 11, 1989

Your Claim #A47-04394 has been partially accepted. Although the information is complete, a flat filing fee of \$50.00 plus a variable fee of \$1.00 per acre is assessed on claims for irrigation purposes. The fee for your claim would be \$67.00, and as you have submitted two checks totaling \$50.00, your balance due is \$17.00.

Please return the documents to this office at the attention of Bruce Schuld. If you will make these corrections before May 11, 1989, you will not be assessed a late filing fee. Please do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,



Donald V. Shaff
Manager, Adjudication Section

DVS:BAS:mcc:state
Enclosures:

Receipts #C005978/#C006240
Notice to Claim - Blaine County
Short Forms w/Instructions (2)
D & S Pamphlet

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MAR 11 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A47-04394

Date Received

Receipt Number

0005978

RECEIVED
SEP 26 1988

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) John P. or Irene Bertie Phone (602) 9963400
Mailing Address 9445 North 37th Street, Phoenix, AZ Zip 85028

2. Date of Priority (Only one (1) per claim) 4-1-1930

3. Source of water supply (a) Seepage Sream
which is tributary to (b) Rock Creek

4. a. Location of existing point of diversion is: Township 10 Range 16 E Section ,
S W 1/4 of S W 1/4 of 1/4, Govt. Lot, B.M., County of Twin Falls

Additional points of diversion if any: Check Dam & Ditch about 1/4 mile to place of use. Seven others use the same ditch.

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section , 1/4 of 1/4 of

 1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

S W 1/4 Sec 1 TWP 10 s Rge 16 E County Twin Falls

Check Dam and Ditch about 1/4 mile to place of use.

Seven others use the same ditch.

MICROFILMED

MAR 11 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Livestock purposes from Jan 1 to Dec 31 amount D. 04CFS or _____

For Irrigation purposes from April 1 to Nov 30 amount 1.02 CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 17 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Livestock and Domestic

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10 S	16 E	1												17					
														X					17
							(X) Livestock use												

Total number of acres irrigated 17

11. In which county (ies) are lands listed above as place of use located? Twin Falls

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Well on same place or None ()

14. Remarks:

Filled by Gordon Bedk Stead 16 day of June 1983 Claim No. 47-4394

MICROFILMED

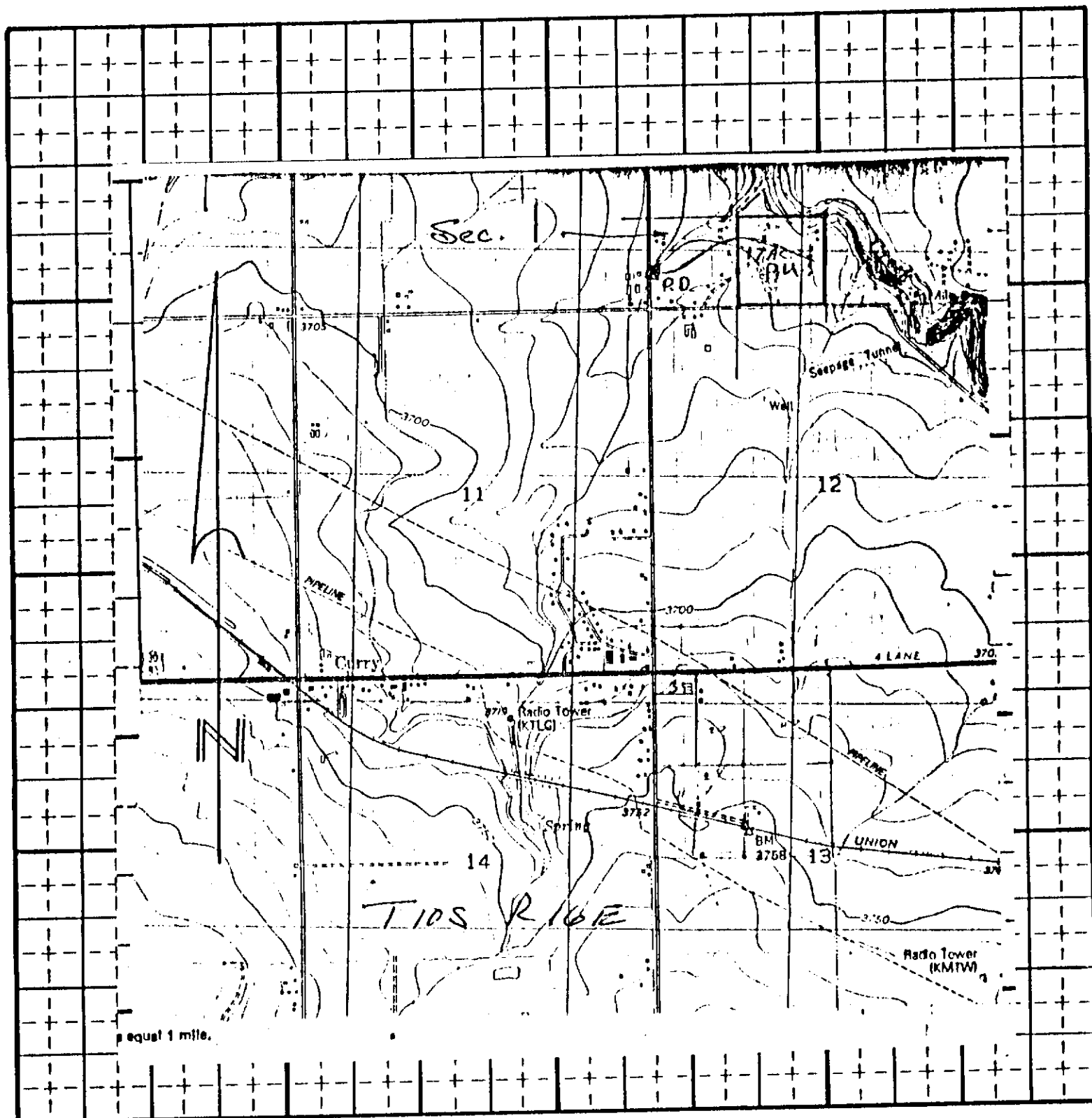
OCT 27 1994

Last Name Bertie Ident No. 47-4394

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

MAR 11 1993

Last Name Bertie

Ident No. 47-4394

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments Three

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

John P. Bertie

Date 09-22-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or ARIZONA)
County of MARICOPA) SS.

Subscribed and sworn (or affirmed) before me this 22 day of SEPT 19 88

SEAL

Notary Public

Betty Jean Kuey

Residing at

PHOENIX, ARIZONA

My Commission Expires

6-30-90

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

MAR 11 1993

Last Name Bertie Ident. Number 47-4394

Copies White-State, Yellow-Claimant

9/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Bertie

CLAIM IDENT. NO.

DATE RECEIVED

9-22-88

CK #

240

AMOUNT \$

25

YES

NO

1. Is the name and address complete with zip code? ☒ YES ☐ NO
2. Is a priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? ☒ YES ☐ NO

(b) Is a tributary to entered? (if required) ☐ YES ☒ NO N/A

4. Is the legal description of the p.d. sufficient? ☐ YES ☒ NO

5. Is there a description of the diverting works? ☒ YES ☐ NO

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☐ YES ☒ NO ?

Is the period of use included? ☒ YES ☐ NO

Is a quantity claimed for each use? ☒ YES ☐ NO

7. Is a total quantity claimed entered? ☒ YES ☐ NO

8. If required is a consumptive use entered? ☐ YES ☒ NO N/A

Is the consumptive use correct? ☐ YES ☒ NO N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4. ☐ YES ☒ NO

10. Is (are) the place(s) of use entered? ☐ YES ☒ NO

11. Is (are) the county(ies) entered? ☐ YES ☒ NO

12. Is the ownership of p.u. checked? ☐ YES ☒ NO

13. Are other water rights listed or "none" checked? ☐ YES ☒ NO

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ NO N/A

15. Is the basis of the claim checked? ☐ YES ☒ NO

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☐ YES ☒ NO

Has the claim been signed, sealed, and dated by a notary? ☐ YES ☒ NO

Is the fee enclosed correct? ☐ YES ☒ NO ?

If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☒ NO N/A ?

Should this claim be receipted and data entered? ☐ YES ☒ NO

Claim checked by:

Comments:

MICROFILMED

MAR 11 1993

9/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Bertie CLAIM IDENT. NO. 147-04394

DATE RECEIVED 9-26-88 CK # — AMOUNT \$ —

YES NO

1. Is the name and address complete with zip code? ☒ YES ☐ NO
2. Is a priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? ☒ YES ☐ NO
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO See Stat. Claim
5. Is there a description of the diverting works? ☒ YES ☐ NO

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO
- Is the period of use included? ☒ YES ☐ NO
- Is a quantity claimed for each use? ☒ YES ☐ NO
7. Is a total quantity claimed entered? ☒ YES ☐ NO
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A
- Is the consumptive use correct? ☒ YES ☐ NO N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4. ☒ YES ☐ NO See Stat. Claim

10. Is (are) the place(s) of use entered? ☒ YES ☐ NO
11. Is (are) the county(ies) entered? ☒ YES ☐ NO
12. Is the ownership of p.u. checked? ☒ YES ☐ NO
13. Are other water rights listed or "none" checked? ☒ YES ☐ NO

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A
15. Is the basis of the claim checked? ☒ YES ☐ NO B/L

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NO

- Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO
- Is the fee enclosed correct? ☒ YES ☐ NO
- If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A
- Should this claim be receipted and data entered? ☒ YES ☐ NO

Claim checked by: [Signature]

Comments: —

MICROFILMED

MAR 11 1993



Bertie's

JOHN AND IRENE
9445 N. 37TH ST. PHOENIX, ARIZONA 85028-4047



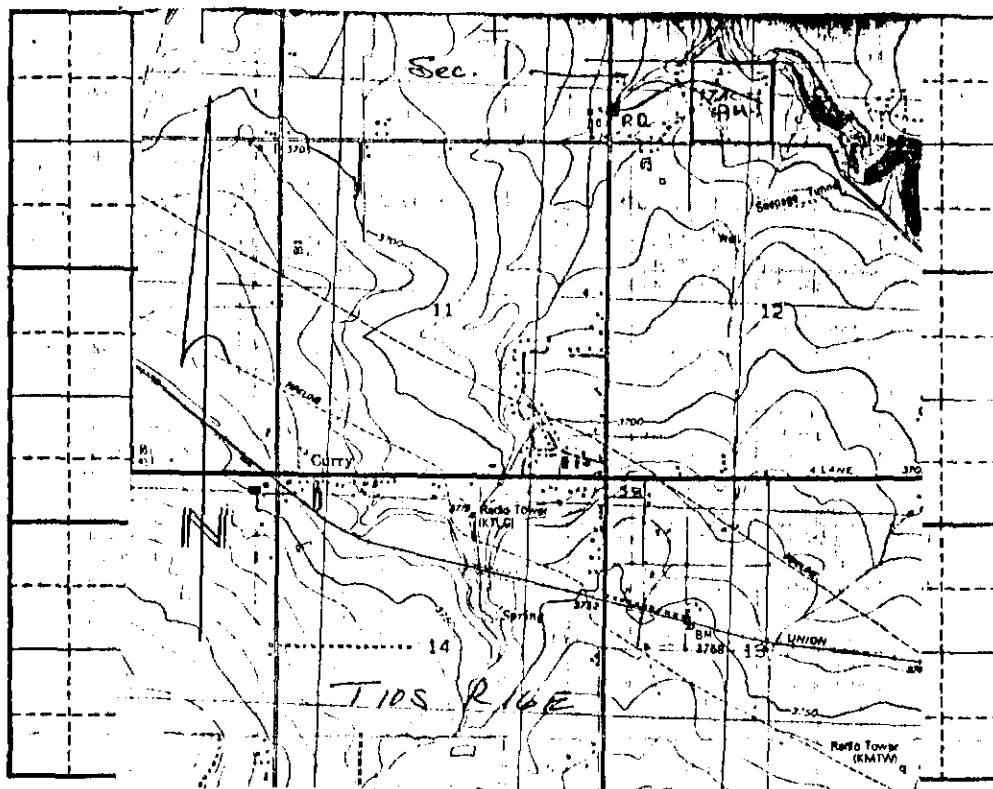
*Department of State Resources
1301 N. Orchard St
Statehouse Mail
Besse, Ala 35720*

MAR 11 1993

MICROFILMED



(B) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Twin Falls

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 16 day of June, 1983.

Camille Beckstead
(Claimant)

Loren O. Talbot
Notary Public
Residing at Twin Falls, ID

My commission expires LFC

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6-02-1983
Prelim. check by [Signature] Date 6/9/83
\$30.00 fee received by [Signature] Date 6/6/83 \$ 30.25
Published in [Signature] Date 6/15/83
OTB: 1/5 + 7/15/83

Forwarded to
Claimant by: _____ Date _____

MICROFILMED

MAR 11 1993

STATE OF IDAHO
Department of Water Resources

No. 00245

Boise, Idaho, June 6, 1983

RECEIVED
FROM

Camille Leekstad or twin falls \$ 30.⁰⁰
thirty 00/100 DOLLARS

FOR

<u>Claim</u>	\$	<u>30</u>	<u>00</u>
	\$		
<u>6789</u>	\$		
<u>92-316</u>	\$		
TOTAL - - -	\$	<u>30</u>	<u>00</u>

mary ann wiley

MICROFILMED
MAR 11 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1641 Pine Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-7572

SEPTEMBER 23, 1993

GORDON BECKSTEAD
CAMILLE BECKSTEAD
RT. 4 BOX 7467
TWIN FALLS

ID 83301

RE: Claim No. 47-4394

Dear Claimant:

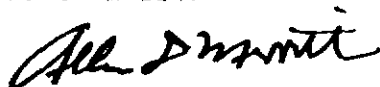
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

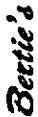
Yours truly,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

MICROFILMED
MAR 11 1993



Bertie's

9445 N. 37TH ST. PHOENIX, ARIZONA 85028-4047

Idaho Department of Water Resources

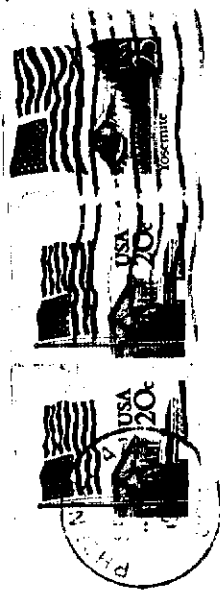
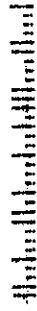
Ajudication Bureau

Statehouse

Boise, ID 83720

MAR 11 1993

MICROFILMED



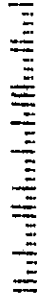


JOHN AND IRENE



11-1-1983

MICROFILMED





*Bertie's
John & Irene Inc.*

9445 37TH ST. - PHOENIX, ARIZONA 85028
(602) 996-3400

OCT 04 1988

Department of Water Resources

September 30, 1988

Idaho Department of Water Resources
Adjudication Bureau
Statehouse
Boise, Idaho, 83720

Dear Gentlemen:

As Mr. John P. Bertie's Secretary I sent you a Notice of Claim To A Water Right, Civil Case Number: 39576 for a well in Ketchum, Idaho on September 19, 1988.

It was my failure that I forgot to enclose a check for \$25.00 for filing fees. I hope it is not too late. Please forgive my obliviousness.

If you have any questions please call John Bertie at his office number 800-528-3151. Thank you for your time and understanding.

Sincerely,

Tamara Karaloff

Tamara Karaloff

Enclosure

MICROFILMED

MAR 11 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 21, 1988

Mr. and Mrs. John P. Bertie
9445 North 37th Street
Phoenix, AZ 85028

REL A47-04394

Dear Mr. and Mrs. Bertie:

We are returning your Notice of Claim to a Water Right,
received in our office on September 26, 1988.

The reason for our returning the form is that the \$67.00
filing fee was not submitted. Please enclose the \$67.00 and we
will be happy to process your claim.

If you have any questions, please do not hesitate to contact
this office.

Yours Truly,

Donald V. Shaff
Adjudication Section Supervisor

DVS:db
Enclosure
Claim Forms

MICROFILMED

OCT 27 1984

*Kim -
Copy the whole
mess - Uck!
Retain checklist*

Mr. and Mrs. John Bertie
October 21, 1988
Page 2

At Item #9, we need to have a more complete answer than "4". We need to know if you are referring to four households, four head of livestock, etc. Please be aware that any groundwater diversions after 1963 for any use other than single family domestic was required to have an application for permit filed on that water usage.

I have enclosed another form for your use. If you will make the changes I have made note of and resubmit this claim with both pages and the check, prior to November 21, you will not be assessed a late filing fee. If you have any questions, please do not hesitate to contact this office.

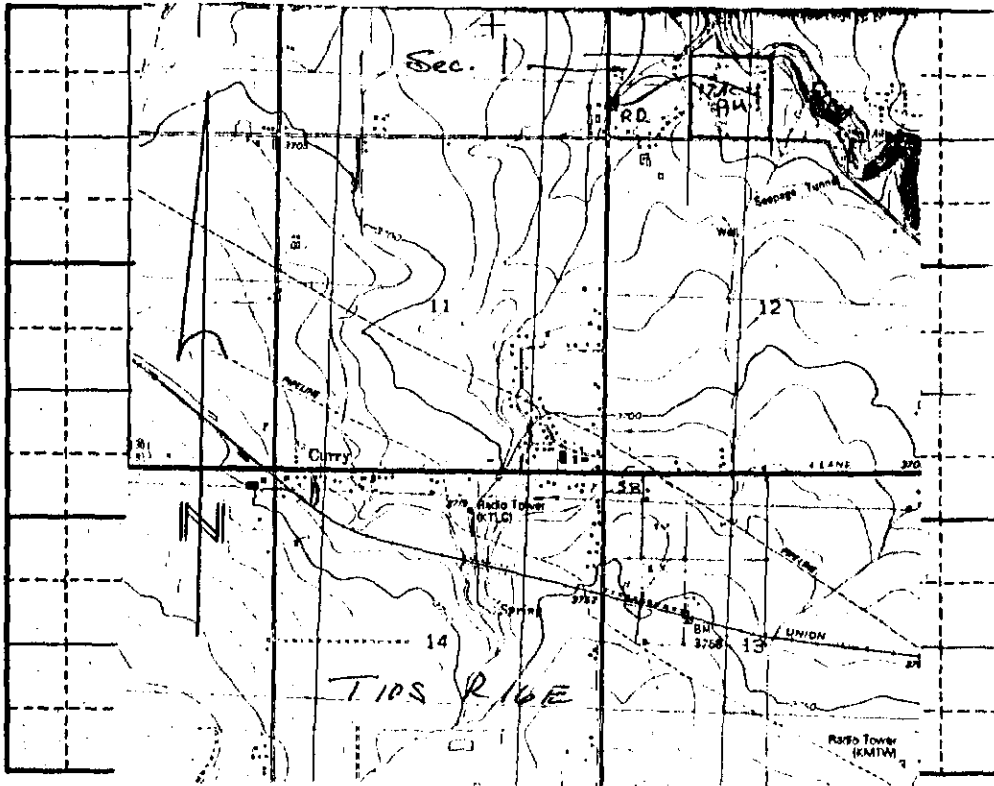
Yours Truly,

Donald V. Shaff
Adjudication Section Supervisor

DVS:db
Enclosures
Claim Form (first page)
Check #240, \$25.00
Short Form

MICROFILMED
OCT 27 1994

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Twin Falls

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 16 day of June, 1983.

Notary Public

Residing at Twin Falls, ID

My commission expires 6/1/84

FOR DEPARTMENT USE ONLY

Received by <u>[Signature]</u>	Date <u>6-02-1983</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>6/17/83</u>		claimant by:	
\$30.00 fee received by <u>[Signature]</u>	Date <u>6/17/83</u>			
Published in <u>[Signature]</u>				
Office <u>15 + 9/15/83</u>				

MICROFILMED
OCT 27 1994

GOVERNOR
Governor PHILIP E. BATTR. KEITH HIGGINSON
Director

January 10, 1995

██████████
JOHN P. BERTIE
IRENE BERTIE
9445 NORTH 37TH STREET
PHOENIX AZ 85028

RE: Evidence of Priority

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

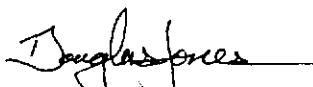
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

NOV 28 1996

Log for claim 47-04394

Spatial Dynamics BTD

1/23/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s16e	1	SESW	17	26	Indiscernible
Totals:			17	26	

Water Right Claim Number 47-04394
Township , 10S16E

01/23/2001



Legend

Irrigated Area

Section Line

Roads

⊙ Place of Diversion

Quarter Section Line

Streams and Canals



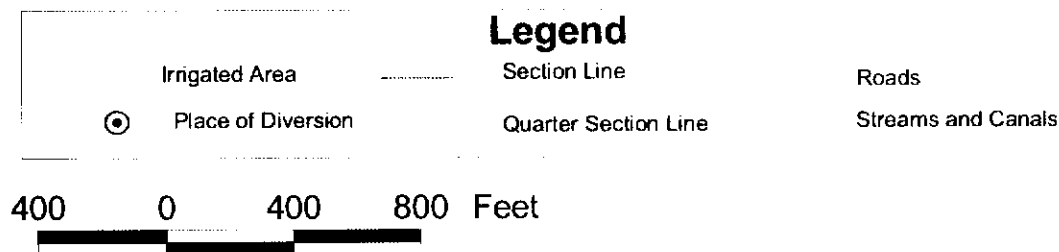
400 0 400 800 Feet



Spatial
DYNAMICS

Water Right Claim Number 47-04394
Township , 10S16E

01/23/2001



SPATIAL
DYNAMICS

Water Right Claim Number 47-04394
Township , 10S16E

01/23/2001



Legend

Irrigated Area

Section Line

Roads

Place of Diversion

Quarter Section Line

Streams and Canals



400 0 400 800 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A47-04394

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 122

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN P BERTIE	04/01/1930	IRRIGATION	04-01 11-30	1.020 CFS	
C	IRENE BERTIE		STOCKWATER	01-01 12-31	0.040 CFS	
	9445 NORTH 37TH STREET					
	PHOENIX AZ 85028					
	(602) 996-3400			TOTAL DIVERSION:	1.060 CFS	

Water Source: UNNAMED STREAM (SEEPAGE)

Tributary to: ROCK CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T10S R16E S01 SWSW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	16E	1	:																	:	17.0
																				TOTAL ACRES	17.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: TWIN FALLS

Non-Irrigation Uses: S/20 RANGE, 4 HORSES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

47-10042	47-10205	47-11172	47-13084	47-13668	47-13796	47-14289	A47-04270	A47-04358	A47-04372
A47-04376	A47-04382	A47-04422	A47-04452	A47-10042	A47-10205	A47-11172	A47-13084	A47-13668	A47-13796
A47-14289									

Other Water Rights Listing Overlapping Place(s) of Use:

A01-0020922 A47-04358

Remarks: GEN ALSO RECEIPT #'S C006240 AND C005978 FOR PARTIAL PAYMENTS OF ADJU
DICATION FEES

Dates: Exam Made Date: Verified Date: 03/07/1986 Objection Filed Date:

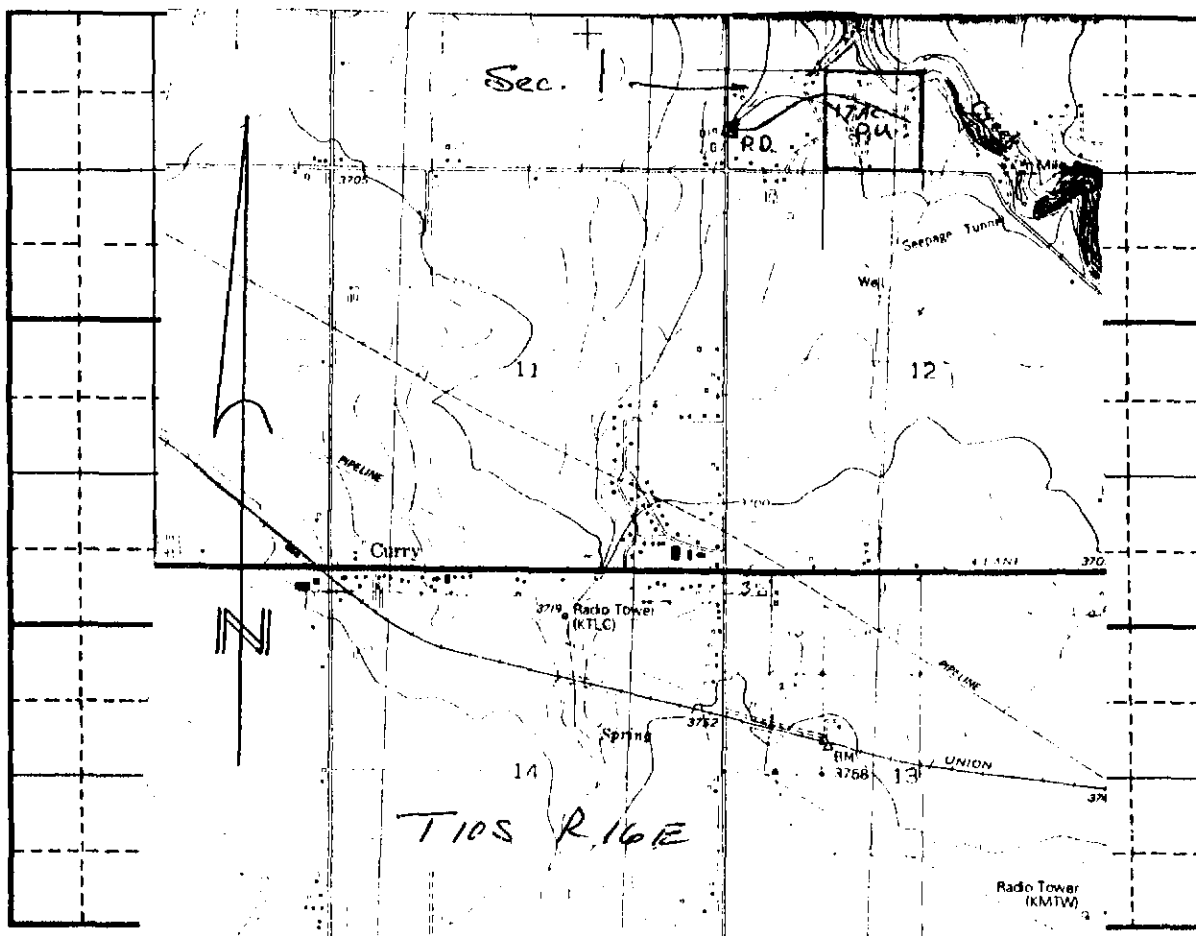
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 06/13/89 SCHULD 03/30/95 POST-STD

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Twin Falls) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 16 day of June, 1983.

Carmille Beckstead
(Claimant)

Loren O. Halmer
Notary Public
Residing at Twin Falls, ID

My commission expires LFC

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6-02-1983 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 6/17/83
\$30.00 fee received by myself Date 6/18/83 # 30245
Published in [Signature]
USPS 6/15/83

Forwarded to _____ Date _____
claimant by: _____

